

REGISTER OF ACTIONS

CASE No. D-202-CV-2021-04256

Daniel Michaels v. AAT Trucking LLC, et al.

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§
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§
§

Case Type: **Tort Auto**
 Date Filed: **07/14/2021**
 Location:
 Judicial Officer: **Barela-Shepherd, Denise**

PARTY INFORMATION

Defendant	AAT Trucking LLC	<div style="border: 1px solid black; padding: 20px; width: 200px; margin: 0 auto;">Exhibit A</div>	Attorneys
Defendant	Duran, Juan 721 Desert Sliver El Paso, TX 79928		Pro Se
Plaintiff	Michaels, Daniel		Erika Anderson <i>Retained</i> 505-944-9039(W)

EVENTS & ORDERS OF THE COURT

OTHER EVENTS AND HEARINGS			
07/14/2021	Cause Of Actions	Tort: Personal Injury Auto	
	Action Type	Action	
07/14/2021	Cause Of Actions	Other Damages	
	Action Type	Action	
07/14/2021	<u>OPN: COMPLAINT</u>		
07/14/2021	<u>ARB: CERT NOT SUBJECT</u>		
07/14/2021	Summons		
	AAT Trucking LLC	Unserved	
	Duran, Juan	Served	07/19/2021
		Response Due	08/18/2021
		Returned	07/20/2021
07/20/2021	<u>SUMMONS RETURN</u>		
07/20/2021	<u>DISCOVERY</u>		
07/21/2021	<u>AMENDED COMPLAINT</u>		
	<i>First Amended Complaint for Personal Injury and Damages</i>		
07/22/2021	Summons		
	AAT Trucking LLC	Unserved	
	Duran, Juan	Served	07/22/2021
		Response Due	08/23/2021
		Returned	07/23/2021
07/23/2021	<u>SUMMONS RETURN</u>		
08/02/2021	<u>PRO SE RESPONSE/REPLY</u>		

FINANCIAL INFORMATION

Plaintiff Michaels, Daniel			
	Total Financial Assessment		132.00
	Total Payments and Credits		132.00
	Balance Due as of 08/16/2021		0.00
07/14/2021	Transaction Assessment		132.00
07/14/2021	File & Serve Payment	Receipt # ALBD-2021-15027 Michaels, Daniel	(132.00)

FILED
2ND JUDICIAL DISTRICT COURT
Bernalillo County
7/14/2021 2:52 PM
CLERK OF THE COURT
Luke Tessman

STATE OF NEW MEXICO
COUNTY OF BERNALILLO
SECOND JUDICIAL DISTRICT COURT

DANIEL MICHAELS,
Plaintiff,

v. No. D-202-CV-2021-04256

AAT TRUCKING, LLC, and JUAN DURAN,

Defendants.

COMPLAINT FOR PERSONAL INJURY AND DAMAGES

COMES NOW Plaintiff, Daniel Michaels, by and through his counsel of record, Law Offices of Erika E. Anderson (Erika E. Anderson and Will Lusk-Claiborne) and for his Complaint states as follows:

JURISDICTION AND VENUE

1. This is a civil cause of action regarding a motor vehicle collision that occurred in Albuquerque, Bernalillo County, State of New Mexico.
2. This Court is the proper venue for this matter to be heard.
3. This Court has personal jurisdiction over all parties involved.
4. This Court has subject matter jurisdiction regarding the motor vehicle collision that forms the basis of Plaintiff's Complaint.

PARTIES

5. Daniel Michaels ("Plaintiff" or "Mr. Michaels") is and was a resident of the State of New Mexico at all times relevant to this Complaint.
6. Upon information and belief, Defendant Juan Duran ("Defendant Duran") is and was a resident of the State of Texas at all times relevant to this Complaint.
7. Upon information and belief, Defendant AAT Trucking, LLC ("AAT Trucking")

is a privately-owned entity based out of El Paso, Texas authorized to conduct business as an interstate motor carrier.

STATEMENT OF FACTS

8. On June 27, 2017, at approximately 10:50 a.m., Mr. Michaels was stopped at a stoplight on Central Avenue, at the intersection of 50th St NW.

9. Mr. Michaels was operating in his official capacity as a UPS Personal Vehicle Delivery Driver.

10. Mr. Michaels was in the last car stopped in the line of traffic.

11. Suddenly, Mr. Michaels heard a skidding noise and saw a semi-trailer truck approaching the back of his car at a high speed.

12. The semi-trailer truck in question was operated by Defendant Duran.

13. The semi-trailer truck smashed into the rear of Mr. Michaels' vehicle with such intensity that Mr. Michaels' vehicle violently lurched forward.

14. Defendant Duran audibly admitted total liability of the accident, which Mr. Michaels recorded.

15. The Incident Report produced by Albuquerque Police Department stipulates that the incident was a direct and proximate result of Defendant Duran's inattentiveness.

16. As a direct and proximate result of Defendant Duran's negligence, Mr. Michaels suffered a concussion, lower back pain stemming from vertebrae being shifted out of alignment, post concussive symptoms, as well as debilitating pain in his neck and shoulders.

17. As a direct and proximate result of Defendant Duran's negligence, Mr. Michaels has been compelled to seek ongoing medical treatment for his back, neck, and right shoulder.

18. Mr. Michaels has since been diagnosed with Adhesive Capsulitis, Rotator Cuff Thickening, mild Spondylosis of the C5-C6 Vertebrae, and mild left Foraminal Stenosis.

COUNT I: NEGLIGENCE AND NEGLIGENCE PER SE
(Defendant Duran)

19. Plaintiff incorporates by reference each and every allegation set forth hereinabove and contained in all preceding paragraphs of this Complaint as though they are fully set forth herein and they are, each and every one, adopted by reference as though they were in fact fully set forth herein.

20. Defendant Duran's acts and omissions were in violation of certain duties required by the common law and the statutes of the State of New Mexico.

21. Defendant Duran was negligent in the operation of his semi-trailer motor vehicle, which included, but was not limited to, driver inattention, excessive speed, following too closely and inadequate braking.

22. As a direct and proximate result of the negligence of Defendant Duran, Plaintiff suffered damages, including, but not limited to, personal injuries, incurred medical expenses and loss of earnings, future earning capacity, loss of past and future household services, loss of enjoyment of life, including social and recreational activities, pain and suffering, and damages for the nature, extent and duration of his injuries.

COUNT II: LIABILITY BASED UPON RESPONDEAT SUPERIOR
(AAT Trucking)

23. Plaintiff incorporates by reference each and every allegation set forth hereinabove and contained in all preceding paragraphs of this Complaint as though they are fully set forth herein and they are, each and every one, adopted by reference as though they were in fact fully set forth herein.

24. At all times material hereto, Defendant Duran was acting within the course and scope of their employment or was acting as an apparent agent of AAT Trucking.

25. AAT Trucking is and was responsible for the hiring, training, and entrustment of semi-trailer vehicles to Defendant Duran.

26. AAT Trucking is and was responsible for any harm caused by its employees or agents arising within the course and scope of their employment or agency including, but not limited to, the acts, omissions, and negligence of Juan Duran.

27. At all times material hereto, the aforementioned acts, omissions, and negligence were committed by Defendant Duran in the course and scope of his employment with AAT Trucking, thereby making AAT Trucking vicariously liable pursuant to *respondeat superior*.

COUNT III: PUNITIVE DAMAGES
(Defendant Duran)

28. Plaintiff incorporates by reference each and every allegation set forth hereinabove and contained in all preceding paragraphs of this Complaint as though fully set forth herein.

29. The acts and omissions of Defendant Juan Duran complained of in this Complaint are believed to be of such an egregious nature, in reckless, wanton and total disregard to the rights and safety of Plaintiff, that in addition to actual damages ascertained and demonstrated by a preponderance of evidence, punitive damages are warranted to punish and deter these types of acts and omissions from occurring in the future.

RELIEF REQUESTED

Wherefore, Plaintiff respectfully requests judgment in favor of the Plaintiff and against Defendant and for such other and further relief as requested below:

- A. Actual and compensatory damages in an amount to be proven at trial, including damages for physical and personal injuries, pain and suffering, secured and future

medical expenses, loss of earnings, loss of future earning capacity, loss of past and future household services, and loss of enjoyment of life;

- B. Pre- and post-judgment interest at the lawful rate against Defendant;
- C. Attorney fees and costs; and
- D. Any further relief as the Court may find just and proper and such other relief as allowed by law.

Respectfully submitted,

LAW OFFICES OF ERIKA E. ANDERSON

By: /s/Erika E. Anderson

Erika E. Anderson
Will Lusk-Claiborne
105 Bryn Mawr, Dr., SE
Albuquerque, NM 87106
505-944-9039 / 505-554-1202 fax
erika@eandersonlaw.com
will@eandersonlaw.com

Attorneys for Plaintiff

STATE OF NEW MEXICO
COUNTY OF BERNALILLO
SECOND JUDICIAL DISTRICT COURT

FILED
2ND JUDICIAL DISTRICT COURT
Bernalillo County
7/14/2021 2:52 PM
CLERK OF THE COURT
Luke Tessman

DANIEL MICHAELS,
Plaintiff,

v. No. D-202-CV-2021-04256

AAT TRUCKING, LLC, and JUAN DURAN,

Defendants.

COURT-ANNEXED ARBITRATION CERTIFICATION

Plaintiff, by and through his attorneys of record, the Law Office of Erika E. Anderson (Erika E. Anderson and Will Lusk-Claiborne), and pursuant to Second Judicial District Local Rule, LR2-603, certify that Plaintiff seeks relief other than money judgment and/or seeks relief in excess of Twenty-Five Thousand Dollars (\$25,000), exclusive of punitive damages, interest, costs and attorneys' fees.

Respectfully submitted,

LAW OFFICES OF ERIKA E. ANDERSON

By: /s/Erika E. Anderson

Erika E. Anderson
Will Lusk-Claiborne
105 Bryn Mawr, Dr., SE
Albuquerque, NM 87106
505-944-9039 / 505-554-1202 fax
erika@eandersonlaw.com
will@eandersonlaw.com

Attorneys for Plaintiff

SUMMONS	
District Court: <u>Second Judicial District Court</u> <u>Bernalillo</u> County, New Mexico Court Address: 400 Lomas Blvd., NW Albuquerque, NM 87102 Court Telephone Number.: 505-841-7451	Case Number: D-202-CV-2021-04256 Judge: Barela-Shepherd, Denise
DANIEL MICHAELS, Plaintiffs, v. AAT TRUCKING, LLC and JUAN DURAN, Defendants.	Defendant Name: Juan Duran Address: 721 Desert Silver El Paso, TX 79928

By: Patricia Serna
Deputy Clerk

Erika E. Anderson
Will Lusk-Claiborne
LAW OFFICES OF ERIKA E. ANDERSON
105 Bryn Mawr Dr., SE
Albuquerque, NM 87106
505-944-9039 / 505-554-1202 fax
erika@eandersonlaw.com
will@eandersonlaw.com
Attorneys for Plaintiff

THIS SUMMONS IS ISSUED PURSUANT TO RULE 1-004 NMRA OF THE NEW MEXICO RULES OF CIVIL PROCEDURE FOR DISTRICT COURTS.

RETURN¹

Texas
STATE OF ~~NEW MEXICO~~)
)ss
COUNTY OF El Paso)

I, being duly sworn, on oath, state that I am over the age of eighteen (18) years and not a party to this lawsuit, and that I served this summons in El Paso county on the 19th day of July, 2021, by delivering a copy of this summons, with a copy of complaint attached, in the following manner:

(check one box and fill in appropriate blanks)

☐ to the defendant _____ *(used when defendant accepts a copy of summons and complaint or refuses to accept the summons and complaint)*

☐ to the defendant by [mail] [courier service] as provided by Rule 1-004 NMRA *(used when service is by mail or commercial courier service)*.

After attempting to serve the summons and complaint on the defendant by personal service or by mail or commercial courier service, by delivering a copy of this summons, with a copy of complaint attached, in the following manner:

☒ to Yadira Duran, a person over fifteen (15) years of age and residing at the usual place of abode of defendant + Juan Duran, *(used when the defendant is not presently at place of abode)* and by mailing by first class mail to the defendant at 121 Desert Silver Dr. Horizon City, TX 79128 *(insert defendant's last known mailing address)* a copy of the summons and complaint.

☐ to _____, the person apparently in charge at the actual place of business or employment of the defendant and by mailing by first class mail to the defendant at _____ *(insert defendant's business address)* and by mailing the summons and complaint by first class mail to the defendant at _____ *(insert defendant's last known mailing address)*.

☐ to _____, an agent authorized to receive service of process for defendant _____.

☐ to _____, [parent] [guardian] [custodian] [conservator] [guardian ad litem] of defendant _____ *(used when defendant is a minor or an incompetent person)*.

[] to _____ (name of person), _____
(title of person authorized to receive service. Use this alternative when the defendant is a corporation or an association subject to a suit under a common name, a land grant board of trustees, the State of New Mexico or any political subdivision).

Fees: _____

Signature of person making service

Process Server
Title (if any)

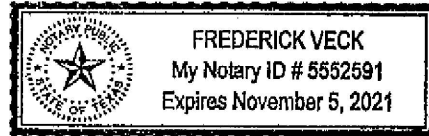
PSC 10608
Exp 10-31-21

Subscribed and sworn to before me this 20th day of July, 2021.

Judge, notary or other officer
authorized to administer oaths

Official title

Notary



FILED
2ND JUDICIAL DISTRICT COURT
Bernalillo County
7/20/2021 11:24 AM
CLERK OF THE COURT
Patsy Baca

STATE OF NEW MEXICO
COUNTY OF BERNALILLO
SECOND JUDICIAL DISTRICT COURT

DANIEL MICHAELS,

Plaintiff,

v.

N0. D-202-CV-2021-04256

AAT TRUCKING, LLC and JUAN DURAN,

Defendants.

CERTIFICATE OF SERVICE

COMES NOW Plaintiff by and through his attorneys of record the Law Offices of Erika E. Anderson (Erika E. Anderson and Will Lusk-Claiborne), and hereby certifies that *Plaintiff's First Set of Interrogatories to Defendant Juan Duran, Plaintiff's First Request for Production to Defendant Juan Duran and Plaintiff's First Request for Admissions to Defendant Juan Duran* along with the Summons and Complaint, were served to Defendant Juan Duran via personal service by a process server from Rasberry & Associates on July 19, 2021.

Respectfully submitted,

LAW OFFICES OF ERIKA E. ANDERSON

By: /s/Erika E. Anderson

Erika E. Anderson
Will Lusk-Claiborne
105 Bryn Mawr, Dr., SE
Albuquerque, NM 87106
505-944-9039 / 505-554-1202 fax
erika@eandersonlaw.com
will@eandersonlaw.com

Attorneys for Plaintiff

FILED
2ND JUDICIAL DISTRICT COURT
Bernalillo County
7/21/2021 11:45 AM
CLERK OF THE COURT
Patsy Baca

STATE OF NEW MEXICO
COUNTY OF NEW MEXICO
SECOND JUDICIAL DISTRICT COURT

DANIEL MICHAELS,
Plaintiff,

v. No. D-202-CV-2021-04256

AAT TRUCKING, LLC, and JUAN DURAN,
Defendants.

PLAINTIFF’S FIRST AMENDED COMPLAINT FOR PERSONAL INJURY AND DAMAGES

COMES NOW Plaintiff, Daniel Michaels, by and through his counsel of record, the Law Offices of Erika E. Anderson (Erika E. Anderson and Will Lusk-Claiborne) and for his First Amended Complaint for Personal Injury and Damages (“Complaint”), states as follows:

JURISDICTION AND VENUE

1. This is a civil cause of action regarding a motor vehicle collision that occurred in Albuquerque, Bernalillo County, State of New Mexico.
2. This Court is the proper venue for this matter to be heard.
3. This Court has personal jurisdiction over all parties involved.
4. This Court has subject matter jurisdiction regarding the motor vehicle collision that forms the basis of Plaintiff’s Complaint.

PARTIES

5. Daniel Michaels (“Plaintiff” or “Mr. Michaels”) is and was a resident of the State of New Mexico at all times relevant to this Complaint.
6. Upon information and belief, Defendant Juan Duran (“Defendant Duran”) is and was a resident of the State of Texas at all times relevant to this Complaint.

7. Upon information and belief, Defendant AAT Trucking, LLC (“AAT Trucking”) is a privately-owned entity based out of El Paso, Texas authorized to conduct business as an interstate motor carrier.

STATEMENT OF FACTS

8. On June 27, 2020, at approximately 10:50 a.m., Mr. Michaels was stopped at a stoplight on Central Avenue, at the intersection of 50th St NW.

9. Mr. Michaels was operating in his official capacity as a UPS Personal Vehicle Delivery Driver.

10. Mr. Michaels was in the last car stopped in the line of traffic.

11. Suddenly, Mr. Michaels heard a skidding noise and saw a semi-trailer truck approaching the back of his car at a high speed.

12. The semi-trailer truck in question was operated by Defendant Duran.

13. The semi-trailer truck smashed into the rear of Mr. Michaels’ vehicle with such intensity that Mr. Michaels’ vehicle violently lurched forward.

14. Defendant Duran audibly admitted total liability of the accident, which Mr. Michaels recorded.

15. The Incident Report produced by Albuquerque Police Department stipulates that the incident was a direct and proximate result of Defendant Duran’s inattentiveness.

16. As a direct and proximate result of Defendant Duran’s negligence, Mr. Michaels suffered a concussion, lower back pain stemming from vertebrae being shifted out of alignment, post concussive symptoms, as well as debilitating pain in his neck and shoulders.

17. As a direct and proximate result of Defendant Duran’s negligence, Mr. Michaels has been compelled to seek ongoing medical treatment for his back, neck, and right shoulder.

18. Mr. Michaels has since been diagnosed with Adhesive Capsulitis, Rotator Cuff Thickening, mild Spondylosis of the C5-C6 Vertebrae, and mild left Foraminal Stenosis.

COUNT I: NEGLIGENCE AND NEGLIGENCE PER SE
(Defendant Duran)

19. Plaintiff incorporates by reference each and every allegation set forth hereinabove and contained in all preceding paragraphs of this Complaint as though they are fully set forth herein and they are, each and every one, adopted by reference as though they were in fact fully set forth herein.

20. Defendant Duran's acts and omissions were in violation of certain duties required by the common law and the statutes of the State of New Mexico.

21. Defendant Duran was negligent in the operation of his semi-trailer motor vehicle, which included, but was not limited to, driver inattention, excessive speed, following too closely and inadequate braking.

22. As a direct and proximate result of the negligence of Defendant Duran, Plaintiff suffered damages, including, but not limited to, personal injuries, incurred medical expenses and loss of earnings, future earning capacity, property damage, loss of past and future household services, loss of enjoyment of life, including social and recreational activities, pain and suffering, and damages for the nature, extent and duration of his injuries.

COUNT II: LIABILITY BASED UPON RESPONDEAT SUPERIOR
(AAT Trucking)

23. Plaintiff incorporates by reference each and every allegation set forth hereinabove and contained in all preceding paragraphs of this Complaint as though they are fully set forth herein and they are, each and every one, adopted by reference as though they were in fact fully set forth herein.

24. At all times material hereto, Defendant Duran was acting within the course and scope of his employment or was acting as an apparent agent of AAT Trucking.

25. AAT Trucking is and was responsible for the hiring, training, and entrustment of semi-trailer vehicles to Defendant Duran.

26. AAT Trucking is and was responsible for any harm caused by its employees or agents arising within the course and scope of their employment or agency including, but not limited to, the acts, omissions, and negligence of Juan Duran.

27. At all times material hereto, the aforementioned acts, omissions, and negligence were committed by Defendant Duran in the course and scope of his employment with AAT Trucking, thereby making AAT Trucking vicariously liable pursuant to *respondeat superior*.

COUNT III: PUNITIVE DAMAGES
(Defendant Duran)

28. Plaintiff incorporates by reference each and every allegation set forth hereinabove and contained in all preceding paragraphs of this Complaint as though fully set forth herein.

29. The acts and omissions of Defendant Juan Duran complained of in this Complaint are believed to be of such an egregious nature, in reckless, wanton and total disregard to the rights and safety of Plaintiff, that in addition to actual damages ascertained and demonstrated by a preponderance of evidence, punitive damages are warranted to punish and deter these types of acts and omissions from occurring in the future.

RELIEF REQUESTED

Wherefore, Plaintiff respectfully requests judgment in favor of the Plaintiff and against Defendant and for such other and further relief as requested below:

- A. Actual and compensatory damages in an amount to be proven at trial, including damages for physical and personal injuries, pain and suffering, property damage,

secured and future medical expenses, loss of earnings, loss of future earning capacity, loss of past and future household services, and loss of enjoyment of life;

- B. Pre- and post-judgment interest at the lawful rate against Defendant;
- C. Attorney fees and costs; and
- D. Any further relief as the Court may find just and proper and such other relief as allowed by law.

Respectfully submitted,

LAW OFFICES OF ERIKA E. ANDERSON

By: /s/Erika E. Anderson

Erika E. Anderson
Will Lusk-Claiborne
105 Bryn Mawr, Dr., SE
Albuquerque, NM 87106
505-944-9039 / 505-554-1202 fax
erika@eandersonlaw.com
will@eandersonlaw.com

Attorneys for Plaintiff

FILED
2ND JUDICIAL DISTRICT COURT
Bernalillo County
7/23/2021 8:12 AM
CLERK OF THE COURT
Patsy Baca

SUMMONS ON AMENDED COMPLAINT	
District Court: <u>Second Judicial District Court</u> <u>Bernalillo</u> County, New Mexico Court Address: 400 Lomas Blvd., NW Albuquerque, NM 87102 Court Telephone Number.: 505-841-7451	Case Number: D-202-CV-2021-04256 Judge: Denise Barela-Shepherd
DANIEL MICHAELS, Plaintiffs, v. AAT TRUCKING, LLC and JUAN DURAN, Defendants.	Defendant Name: Juan Duran Address: 721 Desert Silver Dr Horizon City, TX 79928

TO THE ABOVE-NAMED DEFENDANT(S): Take notice that

1. A lawsuit has been filed against you. A copy of the lawsuit along with Plaintiff's First Set of Interrogatories and First Request for Production are attached. The Court issued this Summons.
 2. You must respond to this lawsuit in writing. You must file your written response with the Court no later than thirty (30) days from the date you are served with this Summons and Amended Complaint. (The date you are considered served with the Summons is determined by Rule 1-004 NMRA) The Court's address is listed above.
 3. You must file (in person or by mail) your written response with the Court. When you file your response, you must give or mail a copy to the person who signed the lawsuit.
 4. If you do not respond in writing, the Court may enter judgment against you as requested in the lawsuit.
 5. You are entitled to a jury trial in most types of lawsuits. To ask for a jury trial, you must request one in writing and pay a jury fee.
 6. If you need an interpreter, you must ask for one in writing.
 7. You may wish to consult a lawyer. You may contact the State Bar of New Mexico for help finding a lawyer at www.nmbar.org; 1-800-876-6227; or 1-505-797-6066.
- Dated at _____, New Mexico, this 7/22/2021,
20____.



Katina Watson
SECOND JUDICIAL DISTRICT COURT
CLERK OF THE COURT

By: Patricia Serna
Deputy Clerk

Erika E. Anderson
Will Lusk-Claiborne
LAW OFFICES OF ERIKA E. ANDERSON
105 Bryn Mawr Dr., SE
Albuquerque, NM 87106
505-944-9039 / 505-554-1202 fax
erika@eandersonlaw.com
will@eandersonlaw.com
Attorneys for Plaintiff

THIS SUMMONS IS ISSUED PURSUANT TO RULE 1-004 NMRA OF THE NEW MEXICO RULES OF CIVIL PROCEDURE FOR DISTRICT COURTS.

RETURN¹

STATE OF TEXAS)
COUNTY OF El Paso)^{ss}

I, being duly sworn, on oath, state that I am over the age of eighteen (18) years and not a party to this lawsuit, and that I served this summons in El Paso county on the 22nd day of July, 2021, by delivering a copy of this summons, with a copy of complaint attached, in the following manner:

(check one box and fill in appropriate blanks)

☐ to the defendant _____ *(used when defendant accepts a copy of summons and complaint or refuses to accept the summons and complaint)*

☐ to the defendant by [mail] [courier service] as provided by Rule 1-004 NMRA *(used when service is by mail or commercial courier service)*.

After attempting to serve the summons and complaint on the defendant by personal service or by mail or commercial courier service, by delivering a copy of this summons, with a copy of complaint attached, in the following manner:

☒ to Yadira Duran, a person over fifteen (15) years of age and residing at the usual place of abode of defendant Juan Duran, *(used when the defendant is not presently at place of abode)* and by mailing by first class mail to the defendant at 121 Desert Silver Dr. Horizon City, TX 79928 *(insert defendant's last known mailing address)* a copy of the summons and complaint.

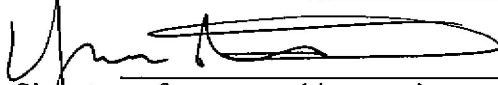
☐ to _____, the person apparently in charge at the actual place of business or employment of the defendant and by mailing by first class mail to the defendant at _____ *(insert defendant's business address)* and by mailing the summons and complaint by first class mail to the defendant at _____ *(insert defendant's last known mailing address)*.

☐ to _____, an agent authorized to receive service of process for defendant _____.

☐ to _____, [parent] [guardian] [custodian] [conservator] [guardian ad litem] of defendant _____ *(used when defendant is a minor or an incompetent person)*.

[] to _____ (name of person), _____,
(title of person authorized to receive service. Use this alternative when the defendant is a
corporation or an association subject to a suit under a common name, a land grant board of
trustees, the State of New Mexico or any political subdivision).

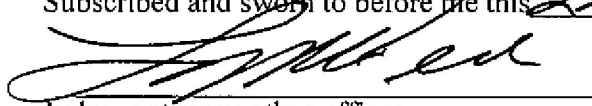
Fees: _____



Signature of person making service

Process server PSC 10608
EXP 10-31-21
Title (if any)

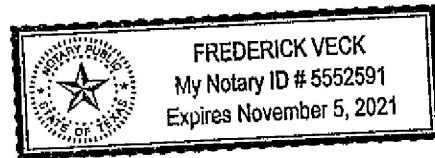
Subscribed and sworn to before me this 22nd day of July, 2021.²



Judge, notary or other officer
authorized to administer oaths

Notary

Official title



CV 2021-4256

July 28, 2021

FILED IN MY OFFICE THIS

AUG 02 2021 11:18

CLERK DISTRICT COURT

CATHY CHAVEZ

To whom it may concern:

On June 27, 2020 I was driving on Central Avenue when I reached a stoplight, when plaintiff Daniel Michaels got out of his car to tell me I had hit him from behind. When I looked at his car there was no damage. He wanted me to give him my information, but I called my employer and explained to them what had happened. He did not want me to call the cops, I was the one to do so. I have pictures that attest to the fact that there was no damage, how is it possible he is now injured if he did not ask for an ambulance in the scene. I do not know if he got injured after the fact, and he claims to have happened in the scene. The pictures say otherwise.

Sincerely,


 Juan Duran

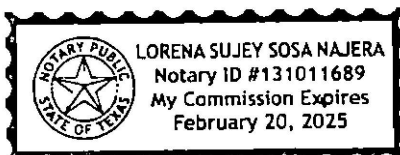
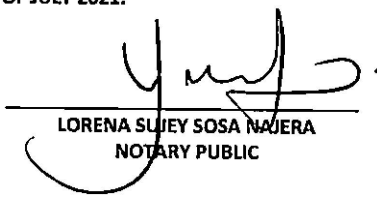
(915) 920-4353

721 Desert Silver,

El Paso Tx 79928

STATE OF TEXAS

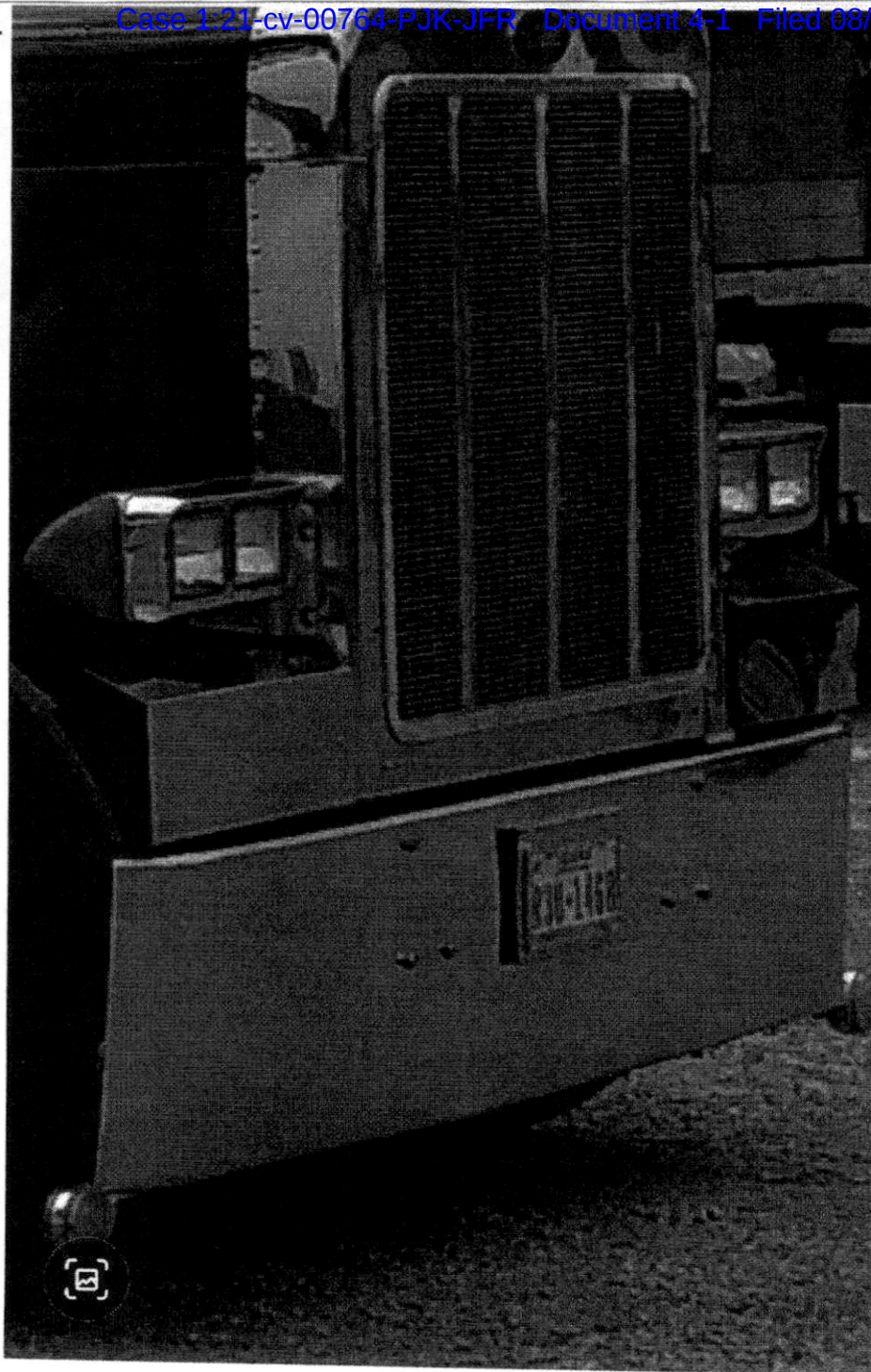
COUNTY OF EL PASO

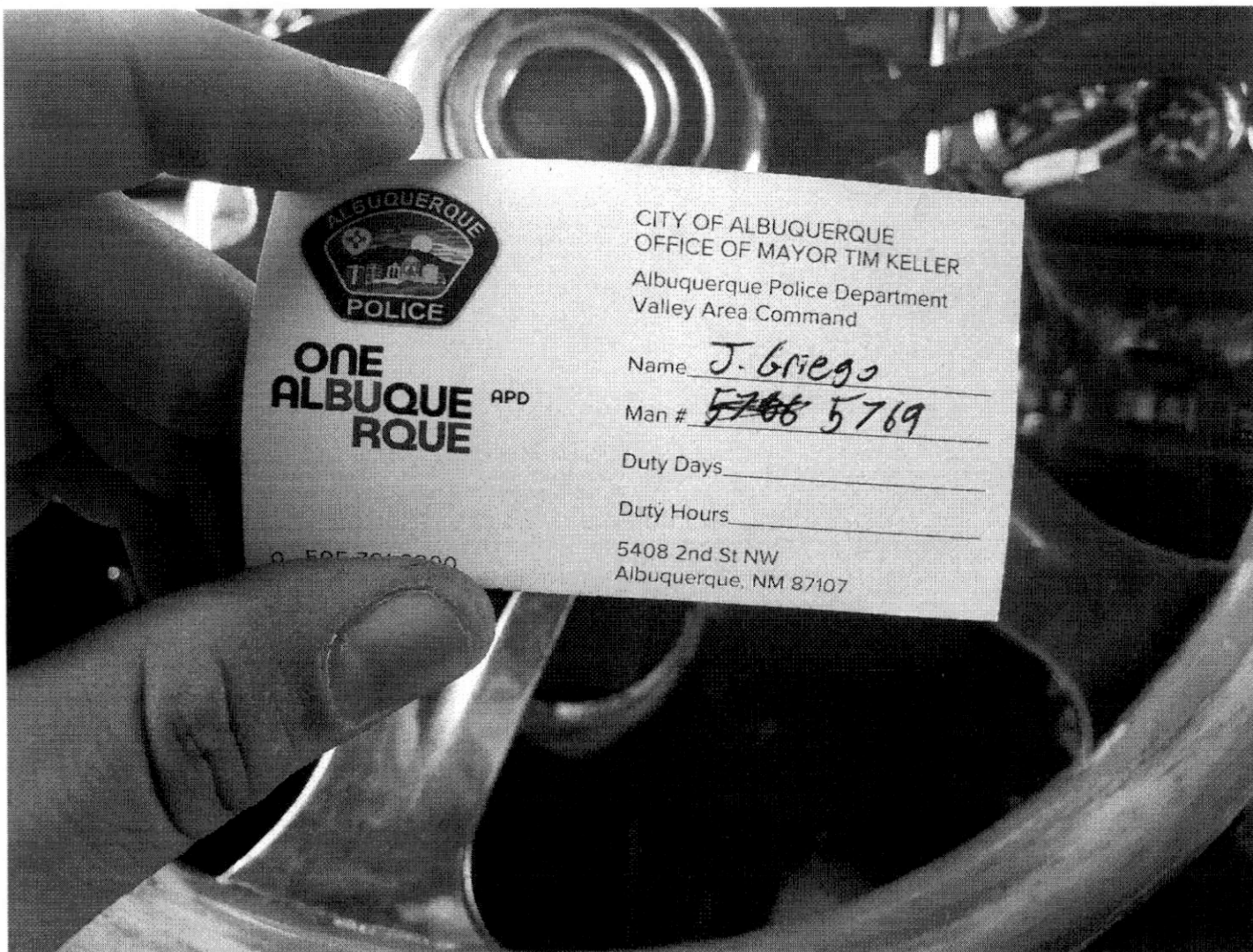
SWORN TO AND SUBSCRIBED BEFORE ME ON THIS 28TH DAY OF JULY 2021.

 LORENA SUJEY SOSA NAJERA
 NOTARY PUBLIC

okay to file per
 Judge Pamela Shepherd
 CC









*This document contains sensitive information and is for official use only. Improper handling of this information could negatively affect individuals. Handle and secure this information appropriately to prevent inadvertent disclosure by limiting the document's under the control of authorized persons. Properly dispose of this document when no longer required to be maintained by regulatory requirements.

